



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 39496 of 2024**

Anuj Kumar Rai

.....Applicant(s)

Versus

State Of U.P. Through Secretary Department Of Home And  
6 Others

.....Opposite Party(s)

Counsel for Applicant(s)

: Yogesh Singh

Counsel for Opposite Party(s)

: G.A., Krishna Chandra Pandey

**Court No. - 89**

**HON'BLE JITENDRA KUMAR SINHA, J.**

1. Heard Sri Yogesh Singh, learned counsel for the applicant, Sri Krishna Chandra Pandey, learned counsel for opposite party nos. 4 to 6 and Sri B.P. Maurya, learned A.G.A. appearing for the State respondents.
2. Present application under Section 528 BNSS has been preferred for setting aside the order dated 12.4.2024 passed by learned Special Judge (SC/ST Act), Varanasi in CrI. Revision No. 21 of 2024 as well as the entire proceedings and preliminary order dated 17.6.2023 passed in Criminal Case No. 42 of 2023 P.S. Chowk, Commissionerate Varanasi.
3. At the very outset, learned counsel for opposite party nos. 4 to 6 submitted that opposite party no.7 had died one month ago during pendency of the present application before this Court.
4. In view of the above, the applicant is directed to delete the name of opposite party no.7 from the array of parties during the course of the day.
5. Learned counsel for opposite party nos. 4 to 6 prays for some time to file counter affidavit.
6. He may file counter affidavit within two weeks.
7. Rejoinder affidavit may be filed within two weeks thereafter.
8. List this case on 16.10.2025 as fresh.
9. Interim order, if any, is extended till the next date of listing.

**September 19, 2025**  
Madhurima

**(Jitendra Kumar Sinha,J.)**